IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVILI APPELLATE JURISDICTION.

WRIT PETITION NO.9234 OF 2004

Shri Shiddheshwar Shikshan Prasaran
and Anr. .. Petitioners

Vs

Som Shekhar Sangappa Birajdar
and ors. .. Respondents

Mr V.B.Naik, for the petitioners

Mr S.S.Sakhare, for respondent no.1.

Mr A.H.Palekar, AGP for the respondent-State

WITH

WRIT PETITION NO.9216 OF 2004

Kedar Shivanna Birajdar and ors. .. Petitioners

Vs

shri Siddheshwar Shikshan Prasarak
Mandal Shelgi, and ors. .. Respondents

Mr P.K.Dhakephalkar with Mr M.A.Utagikar, for the petitioners.

Mr A.H.Palekar,AGP for the respondents-State.

CORAM : D.B.BHOSALE,J.

DATE : 25th November, 2004.

PC:

1. Heard the learned counsel for the parties for quite some time.

2. All the learned counsel for the parties fairly

stated that the reasons need not be recorded for disposing of these petitions and they have agreed for the following order.

(i) Liberty to the petitioners to contest a Change Report that will be filed in pursuance of the elections held on 18.11.2004 before the Assistant Charity Commissioner. The Assistant Charity Commissioner shall decide the said Change Report after giving an opportunity of being heard to the petitioners along with the Change Report bearing No.926/1997 as expeditiously as possible and preferably within a period of three months from the date of filing of the Change Report.

(iii) Needless to mention that the Assistant Charity Commissioner shall decide the Change Reports uninfluenced by the observations made in the orders impugned in the writ petitions.

(iv) Both the writ petitions stand disposed of.

. Parties to act on an authenticated copy which may be made available to the prties.

(D.B.BHOSALE, J.)